

# DELEGATION AND COORDINATION AND OVERSIGHT

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# MAINE STATE OF NURSING

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The State Board of Nursing is the state regulatory agency charged with protection of the public health and welfare in the area of nursing service.





# BOARD STAFF

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Executive Director

Assistant Executive Director

Probation/Compliance Officer

Complaint Coordinator

Field Investigator

Renewal Clerk

Examination Clerk

Endorsement Clerk



# **CONTACT INFORMATION**

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Web Site:

[www.maine.gov/boardofnursing](http://www.maine.gov/boardofnursing)



## BOARD COMPOSITION

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Six Registered Professional  
Nurses

RN Representation Must Include:

Two in Education

One in Long Term Care

One Advanced Practice

One LPN

Two Public Members

# FUNCTIONS OF THE BOARD

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- License Nurses
- Regulate the Practice of Nurses
- Approve Nursing Programs
- Investigate Complaints
- Carry Out Disciplinary Action
- Maintain Records





# STATUTORY AUTHORITY

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“The Nurse Practice Act”

Title 32: PROFESSIONS AND OCCUPATIONS  
Chapter 31: NURSES AND NURSING  
Subchapter 1: GENERAL PROVISIONS  
Section 2102. DEFINITIONS



# NURSES PROVIDING MEDICAL CARE TO STUDENTS

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## **Excerpt from Section 2102 of the Law Regulating The Practice of Nursing:**

“Execution of the medical regimen as prescribed by a legally authorized licensed professional acting within the scope of the licensed professional's authority to prescribe medications, substances or devices or otherwise legally authorized individual acting under the delegated authority of a legally authorized licensed professional acting within the scope of the licensed professional's authority to prescribe medications, substances or devices”





# NATUROPATH PRESCRIPTIVE AUTHORITY

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## **502 BOARD OF COMPLEMENTARY HEALTH CARE PROVIDERS**

### **Chapter 6: STANDARDS RELATING TO PRESCRIPTIVE AUTHORITIES AND COLLABORATIVE RELATIONSHIP**

**Summary:** This chapter describes standards by which a naturopathic doctor may prescribe non controlled legend drugs and standards for collaborative relationships between a licensed allopathic or osteopathic physician and the naturopathic doctor.



# RN AND LPN LICENSURE AUTHORITY

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In order for an individual to be licensed and practice as a registered professional nurse or a licensed practical nurse the individual has to have graduated from a LPN or RN program, successfully passes the NCLEX RN or LPN examination and is issued a license as an RN or LPN.

**An RN cannot be employed as an LPN unless the RN holds both an RN and LPN license.**



# REGISTERED PROFESSIONAL NURSE AUTHORIZED NURSING PRACTICE

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- Assessment
- Care Planning
- Private Duty
- **Delegation**
- Patient Teaching
- **Coordination and Oversight**
- IV Therapy (Category III)



# LICENSED PRACTICAL NURSE AUTHORIZED NURSING PRACTICE

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Reinforcing the Patient and Family teaching program

Data Collection

Dependent Practice

Category I and II (IV Skills)



# Scenario # 1

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School district posts an open position for an LPN to work in a middle school health office (alone).

- An RN applies and gets the position
  - Can an RN work as an LPN in the district?
    - A. Holds RN and LPN license
    - B. Holds RN license
- An LPN is hired



# WHO CAN A REGISTERED PROFESSIONAL NURSE DELEGATE TO?

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- Licensed Practical Nurses
- Students enrolled in a nursing program
- Graduates waiting to take their first NCLEX exam
- Certified Nursing Assistants



# DELEGATION

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By rule the Board has defined delegation as the transferring to a competent individual authority to perform a selected nursing task in a selected situation.



# NATIONAL COUNCIL STATE BOARDS OF NURSING DELEGATION GUIDELINES

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Assess the Situation: patient needs,  
setting, & resources

Plan for specific task(s) to be  
delegated: required knowledge &  
skills, competence of staff,  
resources





# NCSBN DELEGATION GUIDELINES CONTINUED

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Assure Accountability: delegator for the performance of task(s) & delegatee accepts delegation to carry out task(s) correctly ***No one practices on your license***

Supervision: Clear directions & expectations, monitoring of performance of task, intervene as necessary, ensure appropriate documentation



# NCSBN Delegation Guidelines

## Continued

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Evaluate the delegation process:  
patient, performance of task, and  
obtain feedback

Reassess the overall plan of care as  
needed



# NCSBN 5 Rights of Delegation

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- Right Task
- Right Circumstances
- Right Person
- Right Directions/Communication
- Right Supervision

# RESOURCES FOR EFFECTIVE DELEGATION

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32 M.R.S.A., Chapter 31 The Law Regulating the Practice of Nursing

Chapter 5 REGULATIONS RELATING TO TRAINING PROGRAMS AND DELEGATION BY REGISTERED PROFESSIONAL NURSES OF SELECTED NURSING TASKS TO CERTIFIED NURSING ASSISTANTS

Position Statement for School Nursing





# RESOURCES CONTINUED

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NCSBN Guidelines For Delegation

CNA Curriculum

NCSBN Delegation Guidelines

Articles in the Board Bulletin posted  
on the website:

[www.maine.gov/boardofnursing](http://www.maine.gov/boardofnursing)



# COORDINATION AND OVERSIGHT

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## Chapter 6 REGULATIONS RELATING TO COORDINATION AND OVERSIGHT OF PATIENT CARE SERVICES BY UNLICENSED HEALTH CARE ASSISTIVE PERSONNEL

**Only an RN may coordinate and oversee patient services  
by UAPs.**

**RN shall not coordinate and oversee unlicensed health  
care assistive personnel for health counseling,  
teaching or any task that requires independent,  
specialized nursing knowledge, skill or judgment.**



# COORDINATION AND OVERSIGHT CONTINUED

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## **Factors to be considered**

- Acuity of the patient
- Stability of the condition of the patient
- Training and capability of the UAP
- Nature of the tasks
- Setting in which care is to be delivered



# COORDINATION AND OVERSIGHT CONTINUED

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- Identify the needs of the patient
- Identify the task
- Provide directions
- Determine the ability of the UAP to perform the task
- Monitor reporting and documentation
- UAP assigned to that nurse's patient reports directly to the nurse for the performance of nursing tasks
- Evaluate performance of the task and patient outcome, and initiate corrective action when necessary





## Scenario # 2

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Diastat found in a backpack by a teacher

- No care plan
- No MD orders
- Parent informs teacher 'she trained people' herself and insists it be administered PRN at 3 min.
- Summer school easy access to EMS
- Summer nurse consultant available not housed



## Scenario # 3

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Kindergarten student newly dx Type 1 insulin dependent (injection)

- Field trip scheduled one week after return to school
  - Who can administer insulin?
  - Who can count carbs?
  - Who can check BS?
  - Who writes the care plan?
  - Who communicates the care plan?
  - Who evaluated the care plan?



# Medical laws proposed by legislators with limited knowledge of the issues

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- Laws created around health issues in schools
- Good or bad?
  - Anaphylaxis care
  - BMI
  - Medication administration
  - Concussions



# DELEGATION VS COORDINATION & OVERSIGHT

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## Delegation

Authority granted from  
Nurse Practice Act

Responsible for  
action/inaction of staff

Accountable for patient  
outcome

Only an RN can delegate

An RN can only delegate to  
LPN, CNA/CAN-M, student  
nurse, and graduate  
nurse awaiting first  
NCLEX exam

## Coordination and Oversight

Authority granted from  
Nurse Practice Act

Accountability of unlicensed  
staff rests with someone  
else

RN responsible for patient  
safety

Only an RN can coordinate  
and oversee

Coordination and oversight is  
utilized in many settings  
where UAPs work.

# THIS SUMS IT UP

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**"My job is mostly seasonal. The busiest times are cold season, flu season, and allergy season."**